



**U.S. Citizenship
and Immigration
Services**

**Non-Precedent Decision of the
Administrative Appeals Office**

MATTER OF F-O-S-I-

DATE: JUNE 21, 2018

APPEAL OF TEXAS SERVICE CENTER DECISION

PETITION: FORM I-140, IMMIGRANT PETITION FOR ALIEN WORKER

The Petitioner, a nonprofit organization working to protect children from unsuitable Internet materials, seeks to employ the Beneficiary as international policy manager. It requests her classification under the second-preference, immigrant category as a member of the professions with an advanced degree or its equivalent. Immigration and Nationality Act (the Act) section 203(b)(2)(A), 8 U.S.C. § 1153(b)(2)(A). This employment-based, "EB-2" category allows a U.S. employer to sponsor a foreign national with at least a master's degree, or a bachelor's degree followed by five years of experience, for lawful permanent resident status.

The Director of the Texas Service Center denied the petition and the Petitioner's following motions to reopen and reconsider. The Director concluded that the Petitioner did not establish the Beneficiary's possession of the minimum education required for the offered position or the requested classification. On appeal, the Petitioner asserts that the Director disregarded evidence that the Beneficiary's foreign law degree equates to a U.S. *juris* doctor degree (JD) in law. Upon *de novo* review, we will sustain the appeal.

Here, the accompanying labor certification states the minimum educational requirements of the offered position of international policy manager as a JD in law or a foreign equivalent degree. After a thorough review of the evidence, we find that the Beneficiary has the foreign equivalent of a JD in law, as required by the terms of the labor certification. The record also demonstrates the Beneficiary's eligibility for the requested classification.

ORDER: The appeal is sustained.

Cite as *Matter of F-O-S-I-*, ID# 1263745 (AAO June 21, 2018).